IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1484 OF 2005

IN

CRIMINAL REVISION APPLICATION NO.393 OF 2004

Rajankumar Khairatilal Kumar ...Applicant

Versus

The State of Maharashtra ...Respondent

.....

Mr.Naveen Chomal for Applicant.

Mr.R.Y.Mirza, A.P.P. for Respondent.

.....

CORAM: A.M.KHANWILKAR, J.

MARCH 3, 2005.

P.C.

1. Heard Counsel for the parties. This Application is for relaxing bail condition imposed on 6th October 2004, by reducing bond amount of Rs.10,000/- (Rupees Ten Thousand) to Rs.5,000/- (Rupees Five Thousand) and also requirement of providing two local sureties. It was suggested on behalf of the Applicant that the Applicant will not be able to provide sureties, for which reason, the said condition be waived.

2. Having considered the rival submissions, I am of the view that there is no reason to reduce the bail amount from Rs.10,000/- (Rupees Ten Thousand) to Rs.5,000/- (Rupees Five Thousand) as is suggested. There is nothing on record that Applicant will not be able to furnish bond of Rs.10,000/- (Rupees Ten Thousand).

3. Insofar as dispensing of the condition of furnishing two local sureties, even that submission cannot be accepted. Instead, Applicant can be given liberty to furnish one or two sureties from any place, which will serve the ends of justice. Accordingly, the order dated 6th October 2004 will now read as follows:

> "Application is allowed in terms of prayer clause (a), on condition that the Applicant shall furnish PR bond in the sum of Rs.10,000/- (Rupees Ten Thousand) with one or two sureties in the like amount."

4. Application disposed of on the above

terms.

A.M.KHANWILKAR, J.